

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

PATRICIA KAMMEYER, et al.	:	CASE NO.: C-1-01-649
Plaintiffs,	:	Judge Spiegel
vs.	:	
CITY OF SHARONVILLE, OHIO, et al.	:	JOINT NOTICE OF DEFENDANTS
Defendants.	:	OF INTENT TO RESPOND TO
		<u>PLAINTIFFS' EMERGENCY NOTICE</u>

On November 28, 2005, Plaintiffs, through their trial counsel filed an Emergency Motion To Dismiss State Law Claims Against Defendants Only To The Extent Such Claims Accrued On Or After April 9, 2003 ("Motion"). The Motion is a transparent and inappropriate attempt to prevent Defendants from exercising their right to an immediate appeal if this Court should deny their pending motions for summary judgment.

Defendants hereby provide notice that they intend to respond to the Motion in the time permitted by the rules (i.e. by December 22, 2005) or, if necessary, to file a motion by which they seek an extension of time to file their response.

Respectfully submitted,

s/Brian E. Hurley

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CERTIFICATE OF SERVICE

I hereby certify that on December 6, 2005, a copy of the forgoing was filed electronically. Notice of this filing will be sent to all registered parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

s/Brian E. Hurley

Brian E. Hurley